

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.11.2019

CORAM

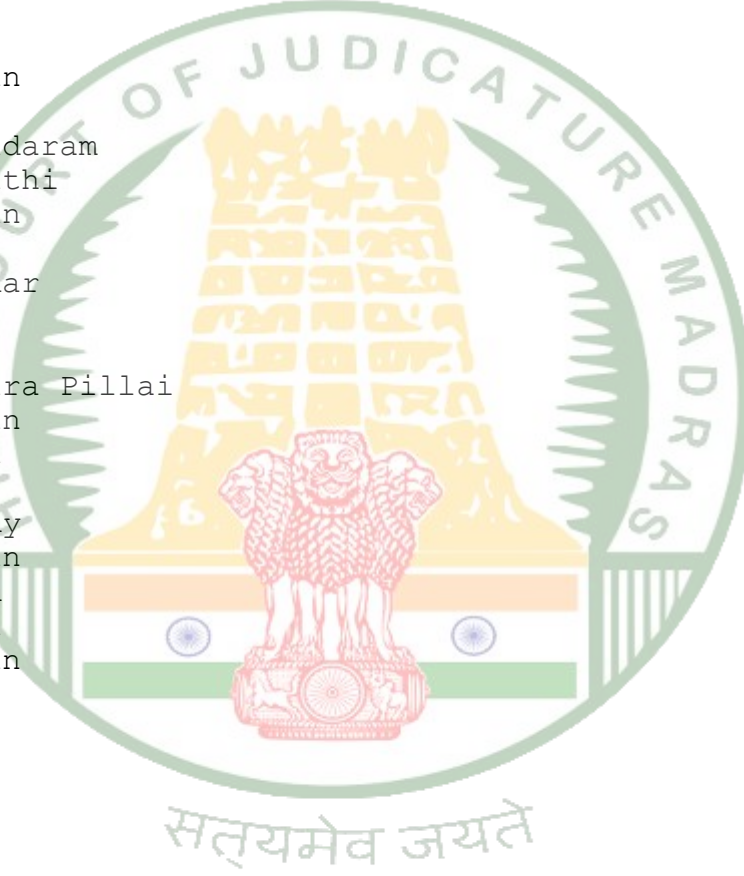
THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No.18020 of 2019

and

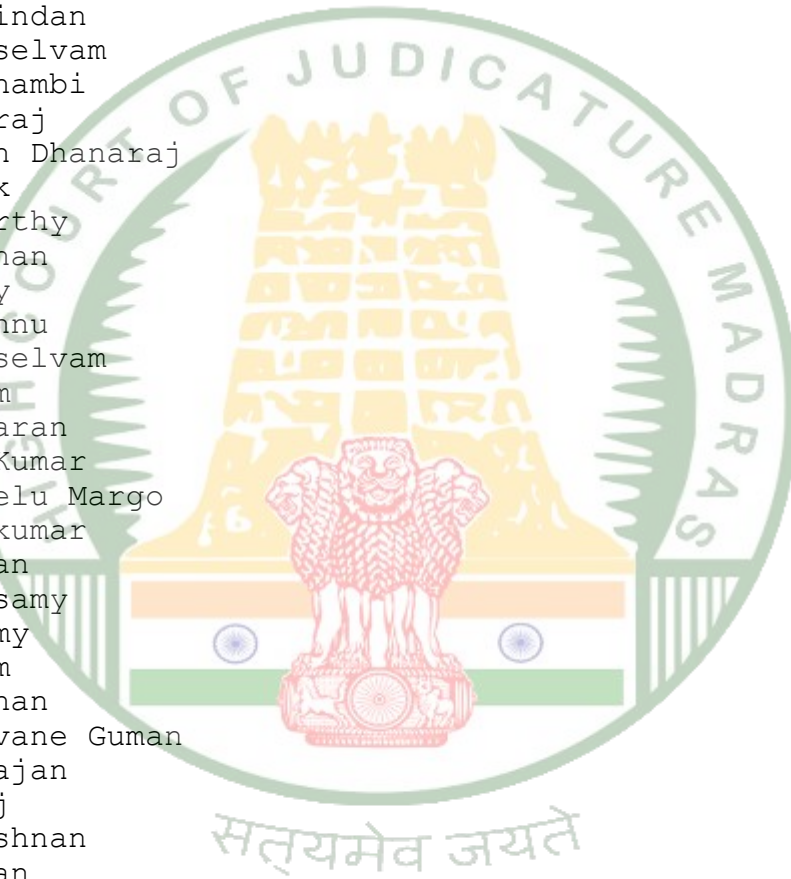
W.M.P No.17414 of 2019

1. E.Mani
2. K.Mohamed Gani
3. R.Durairaj
4. P.Vadivelu
5. R.Annamalai
6. E.Murugesan
7. R.Karunakaran
8. K.Sekar
9. S.Kalyanasundaram
- 10.K.Vijayasarithi
- 11.V.Kalivaradan
- 12.M.Sekar
- 13.C.Thanga Nadar
- 14.A.Samikannu
- 15.N.Subarayan
- 16.K.G.Somasekara Pillai
- 17.L.Gunasekaran
- 18.B.Rajendiran
- 19.S.Kuppusamy
- 20.K.Surulichamy
- 21.R.Subramanian
- 22.P.Ramalingam
- 23.R.Loganathan
- 24.S.Rajasegaran
- 25.M.Sekar
- 26.K.Sekaran
- 27.P.Marimuthu
- 28.R.Raji
- 29.R.Sivaji
- 30.P.Palani
- 31.P.Kuppusamy
- 32.S.Murugan
- 33.K.Rajendiran
- 34.K.Karpagamurthy
- 35.D.Kaliamurthy
- 36.C.Chandrasekaran
- 37.G.Prabakaran
- 38.V.Karunakaran
- 39.S.Ramalingam
- 40.T.Devarajan



WEB COPY

41.G.Ranganathan
42.K.Panneerselvam
43.M.Balasubramanian
44.G.Lingasamy
45.G.Thandapani
46.D.Suriamurthy
47.M.Gnanasekaran
48.C.Kumar
49.K.Ramamurthy
50.N.Jayamani
51.D.Kanagasabai
52.R.Rajendiran
53.A.Harigovindan
54.R.Panneerselvam
55.S.Chinnathambi
56.S.Sundararaj
57.T.D.Samson Dhanaraj
58.J.B.R.Mark
59.D.Ramamoorthy
60.S.Lakshmanan
61.T.Munisamy
62.V.Duraikannu
63.A.Panneerselvam
64.M.Arumugam
65.V.Ilansekaran
66.R.Suresh Kumar
67.M.Sakthivelu Margo
68.D.Krishnakumar
69.V.Jayaraman
70.A.Aroquiasamy
71.K.Kuppusamy
72.N.Arumugam
73.R.Devanathan
74.V.Devaselvane Guman
75.K.Durarirajan
76.R.Selvaraj
77.P.Harikrishnan
78.S.Alagappan
79.D.Munusamy
80.P.Boobalan
81.S.Ulaganathan



WEB COPY

... Petitioners

Vs.

1. Union Territory of Puducherry
Represented by the Chief Secretary
Government of Puducherry
Puducherry-605 001.

2. The District Collector of Puducherry
Government of Puducherry,
Saram, Puducherry-605 013.
3. Anglo French Textiles
A Unit of Pondicherry Textile
Corporation Limited
Represented by its Managing Director
Mudaliarpet,
Puducherry-605 004.

...Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to forth with pay the amounts of gratuity due and payable to the petitioners together with compound interest at the rate of 10% per annum thereon from the respective dates of their retirement.

For Petitioners : Mr.V.Kamala Kumar
For Respondents : Mr.A.V.Ramalingam,
Additional Government Pleader
for R1 and R2
Mrs. N.Mala for R3
Special Government Pleader

ORDER

This writ petition is filed for issuance of Writ of Mandamus, directing the respondents to forth with pay the amounts of gratuity due and payable to the petitioners together with compound interest at the rate of 10% per annum thereon from the respective dates of their retirement.

2.The petitioners are the employees of the 3rd respondent. Though their services were snapped with the 3rd respondent, gratuity amount was not paid to them. For non-payment of the gratuity amount, the petitioners have filed this writ petition claiming the gratuity amount with interest at the rate of 10% per annum.

3. Mrs.N.Mala, Special Government Pleader appearing on behalf of the respondents on instructions submitted that the gratuity amount has been paid in favour of the petitioners long back. However, 30 persons were not paid the gratuity amount on the ground that their legal heirs were not available to receive the amount.

4. The learned Special Government Pleader did not dispute the fact submitted by the learned counsel for the petitioner that they have not paid the interest.

5. The learned counsel for the respective parties prayed this Court to permit the petitioners to work out their remedy for non-payment of interest in the manner known to law.

6. Considering the facts and circumstances of the case, the petitioners are permitted to work out their remedy for non-payment of interest in the manner known to law. Accordingly, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

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To

1. Union Territory of Puducherry
Represented by the Chief Secretary
Government of Puducherry
Puducherry-605 001.
2. The District Collector of Puducherry
Government of Puducherry,
Saram, Puducherry-605 013.
3. Anglo French Textiles
A Unit of Pondicherry Textile
Corporation Limited
Represented by its Managing Director
Mudaliarpeta,
Puducherry-605 004.

+1 cc to the Government Pleader for Puducherry
High court sr 99806

W.P.No.18020 of 2019
and
WMP No.17414 of 2019

aa03/12/2019